

UNITED STATES DISTRICT COURT

Southern

District of

New York

DISCOVISION ASSOCIATES,
a California partnership, Plaintiff

SUMMONS IN A CIVIL ACTION

V.
TOSHIBA CORPORATION,
a Japanese corporation, Defendant

CASE NUMBER: 08 Civ.

08 CV 3693

TO: (Name and address of Defendant)

JUDGE BAER

Toshiba Corporation
1-1, Shibaura 1-chome
Minato-ku
Tokyo 105-8001
Japan

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

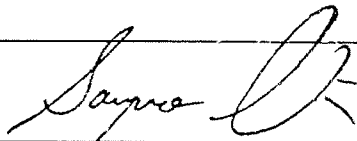
William T. Bisset
Hughes Hubbard & Reed LLP
350 South Grand Avenue
36th Floor
Los Angeles, California 90071-3442

an answer to the complaint which is served on you with this summons, within 20 (twenty) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

APR 17 2008

CLERK



DATE

(By) DEPUTY CLERK

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE
NAME OF SERVER (<i>PRINT</i>)	TITLE

Check one box below to indicate appropriate method of service

- ☐ Served personally upon the defendant. Place where served:
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.
Name of person with whom the summons and complaint were left:
- ☐ Returned unexecuted:
- ☐ Other (specify):

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL \$0.00
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on _____
Date

Signature of Server

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

HUGHES HUBBARD & REED LLP
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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DISCOVISION ASSOCIATES, a California
partnership,

Plaintiff,

v.

TOSHIBA CORPORATION, a Japanese
corporation,

Defendant.

No. 08 Civ. 3693 (HB)

CERTIFICATE OF SERVICE

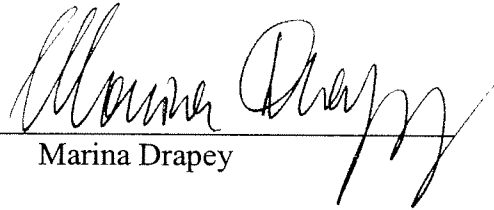
I, Marina Drapey, being duly sworn, depose and say that I am over the age of eighteen (18) years, not a party to this action, and that on the 21st day of April, 2008, I served copies of **SUMMONS AND COMPLAINT** on Defendant herein by registered airmail, in accordance with Section 11.1.2 of the Non-Exclusive Limited Worldwide Patent License Agreement for Playback and Recording Products (the "License Agreement") between Plaintiff and Defendant, by delivering said copies securely enclosed in a properly addressed envelope to

the exclusive care and custody of the United States Postal Service, addressed to said Defendant as follows:

Mr. Tsuneo Toda
General Manager
Intellectual Property Division
Digital Media Network Company
Toshiba Corporation
1-1 Shibaura, 1-chome
Minato-ku, Tokyo 105-8001

I further testify under the penalty of perjury that the foregoing is true and correct.

Dated: May 8, 2008
New York, New York


Marina Drapey